American Telephone Network, Inc.

P.S.C. KY. No. 2 Cancels P.S.C. KY. No. 1 American Telephone Network, Inc. of 2313 6th Avenue South Birmingham, AL 35233 Rates, Rules and Regulations for Furnishing INTRASTATE TELECOMMUNICATION SERVICES AT STATE OF KENTUCKY **PUBLIC SERVICE COMMISSION EFFECTIVE** Filed with PUBLIC SERVICE COMMISSION OF MAY 2 8 1994 **KENTUCKY** ISSUED April 25, 19 94 ISSUED BY American Telephone Network, Inc. (Name of Utility John R. Thomas

CHECK SHEET

All the pages of this tariff are effective as of the date shown at the top of the respective page(s). Original and revised pages as named below comprise all changes from the original tariff.

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MAY 2 8 1994

PURSUANT TO 807 KAR 5:011.

PUBLIC SERVICE COMMISSION MANAGER

DATE OF ISSUE: APRIL 25, 1994

DATE EFFECTIVE:

ICCITED BY

THE PRESIDENT

JÖHN R. THOMAS

2313 6TH AVENUE SOUTH BIRMINGHAM, AL 35233

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MAY 2 8 1994

PURSUANT TO 807 KAR 5:011.

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DATE OF ISSUE: APRIL 25, 1994

DATE EFFECTIVE: BY:

ISSUED BY:

PRESIDENT

JOHN R. THOMAS

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DATE EFFECTIVE: BY:

2313 6TH AVENUE SOUTH BIRMINGHAM, AL 35233

DATE OF ISSUE: APRIL 25, 1994

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CONCURRING, CONNECTING OR OTHER PARTICIPATING CARRIERS

None

SYMBOLS

The following are the only symbols used for the purposes indicated below:

C	-	Changed Condition or Regulation
D	-	Delete or Discontinue
I	-	Change Resulting in an Increase
M	-	Moved From Another Tariff Location
N	-	New
R	-	Change Resulting In A Reduction
Т	-	Change In Text or Regulation But No Change In Rate or Charge

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TARIFF FORMAT

- A. Page Numbering Page numbers appear in the upper right corner of the page. Pages are numbered sequentially. However, new pages are occasionally added to the tariff. When a new page is added between pages already in effect, a decimal is added. For example, a new page added between pages 14 and 15 would be numbered 14.1.
- B. Page Revision Numbers Revision numbers also appear in the upper right corner of each page. These numbers are used to determine the most current page version on file with the Commission. For example, the 4th revised Page 14 cancels the 3rd revised Page 14.
- C. Paragraph Numbering Sequence There are nine levels of paragraph coding. Each level of coding is subservient to its next higher level:

2

2.1

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DATE OF ISSUE: APRIL 25, 1994

ISSUED BY:

JOHN R. THOMAS

PRESIDENT

DATE EFFECTIVE:
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TARIFF FORMAT (continued)

D. Check Sheet - When a tariff filing is made with the Commission, an updated check sheet accompanies the tariff filing. The check sheet lists the pages contained in the tariff, with a cross reference to the current revision number. When new pages are added, the check sheet is changed to reflect the revision. The tariff user should refer to the latest check sheet to find out if a particular page is the most current on file with the Commission.

PUBLIC SERVICE COMMISSION OF KENTUCKY EFFECTIVE

MAY 2 8 1994

PURSUANT TO 807 KAR 5:011.

DATE OF ISSUE: APRIL 25, 1994

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BY:

DATE EFFECTIVE:

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SECTION 1 - DEFINITIONS AN ABBREVIATIONS

Business Customer: A Business Customer is a Customer whose primary use of the Company's service is of a business or professional nature.

CAP: CAP is an acronym for Competitive Access Provider.

Commission: Commission refers to the Commonwealth of Kentucky Public Service Commission.

Company: Company refers to American Telephone Network, Inc.

Customer: A Customer is a person or legal entity which orders or uses the service provided by the Company and is responsible for the payment of charges and compliance with tariff regulations.

Dedicated Access: If a Customer's location has a direct path to reach the long distance network, it is considered Dedicated Access. When Dedicated Access is required to access the Company's services, the Customer is responsible for obtaining access. In telecommunications terminology, this is also referred to as special access.

DUC: DUC is an acronym for Designated Underlying Carrier. DUC W is WilTel, Inc.

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Employees: The term employees refers to the employees of American Telephone Network and all affiliates and any other groups designated by the Company.

InterLATA Call: An interLATA call is any call that originates in one LATA and terminates in a different LATA.

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MAY 2 8 1994

PURSUANT TO 807 KAR 5:011.

DATE EFFECTIVEBY:

PUBLIC SERVICE COMMISSION MANAGER

2313 6TH AVENUE SOUTH BIRMINGHAM, AL 35233

DATE OF ISSUE: APRIL 25, 1994

ISSUED BY:

SECTION 1 - DEFINITIONS AN ABBREVIATIONS

IntraLATA Call: An intraLATA call is any call that originates and terminates within the same LATA.

IXC: IXC is an acronym for Interexchange Carrier.

LATA: LATA is an acronym for Local Access Transport Area which is a geographic area established for the provision and administration of communications service as provided for in the Modification of Final Judgement and any further modification thereto.

LEC: LEC is an acronym for Local Exchange Carrier.

NPA: NPA literally stands for Numbering Plan Area but is more commonly referred to as an area code.

NXX is the first three digits of the Customer's telephone number. N is a number between 2 and 9. X is a number between 1 and 9.

Off-Net: Off-Net is a provisioning option and means the Customer's service is provisioned via the DUC. The Company operates as a switchless reseller when provisioning via the Off-Net option.

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SECTION 1 - DEFINITIONS AN ABBREVIATIONS

POP: POP is an acronym for Point-of-Presence and is the central office where the LEC or CAP hands off the traffic of the Company's Customers or where the Customer's special access facility interconnects with the DUC or the Company.

P.S.C.: P.SC. stands for Public Service Commission.

Switched Access: If the Customer's location has a transmission line that is switched through the LEC to reach the long distance network, the access is switched.

T-1 Digital Service: T-1 Digital Service is a digital link between two points. This link typically transmits at speeds of 1.544 megabits per second.

VCS: VCS is an acronym for Varied Carrier Service.

Underlying Carrier: Underlying Carrier refers to the IXC that provides the transmission facilities for the telecommunication services the Company resells.

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2.1 Undertaking of American Telephone Network, Inc.

This Tariff governs the provision of switched message telephone services and directory assistance service within the State of Kentucky by resale of the long distance services of facilities-based carriers. The Company's services are provided on a monthly basis, and are available twenty four hours per day, seven days per week. This tariff is on file with the Commission and copies may be inspected during normal business hours at the Company's place of business located at 2313 6th Avenue South, Birmingham, Alabama. This tariff applies to intrastate intraLATA and interLATA services furnished within the State of Kentucky in compliance with and pursuant to Commission rules and regulations applicable thereto.

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MAY 2 8 1994

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BY: Kleage H

DATE OF ISSUE: APRIL 25, 1994

DATE EFFECTIVE:

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2.2 Limitations

- 2.2.1 Service is offered subject to the availability of facilities and the provisions of this Tariff.
- 2.2.2 The Company reserves the right to discontinue offering service, or limit the use of service without liability when necessitated by conditions beyond its control, or when the Customer is using service in violation of the law or the provisions of this Tariff.
- 2.2.3 Prior written permission from the Company is required before any assignment or transfer of service. Such consent cannot be unreasonably withheld. All regulations and conditions contained in this Tariff shall apply to all such permitted assignees or transferees, as well as all conditions for service.

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2.3 Liabilities of the Company

- 2.3.1 Conditions under which the Company may refuse or terminate service without liability include:
 - For non-payment of any sum owing to the Company. The Company will terminate service only after ten (10) days written notice unless ordered to terminate immediately by a governmental official. Under no circumstance will service be terminated before twenty (20) days after the mailing of the original unpaid bill.
 - For insufficient or fraudulent billing information, invalid or unauthorized telephone numbers, or pre-arranged account code numbers.
 - For any violation by a Customer related to the request for such service of either the provisions of this Tariff or any laws, rules, regulations, or policies.
 - By reason of any order or decision of a court or other governmental authority which prohibits the Company from offering such service.
 - If the Company deems such refusal necessary to protect itself or third parties against fraud or to otherwise protect its personnel, customers, agents, or services.
 - For noncompliance with state, local, or other codes. The Company will terminate service only after ten (10) days written notice in accordance with 807 KAR 5:006, Section 14 (1) (e) unless ordered of terminate immediately by a government official.

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MAY 28 1994

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- 2.3 Liabilities of The Company (continued)
 - 2.3.2 The Company's liability for any failure of performance hereunder due to causes beyond its control, including, but not limited to:
 - unavoidable interruption in the working of the switching facilities of the Company or the switching and/or transmission facilities of the DUC or LEC or other access provider;
 - acts of God such as storms, fire, flood, or other catastrophes;
 - any law, order, regulation, direction, action or request of the United States Government, or any other governmental entity having jurisdiction over the Company or of any department, agency, commission, bureau, corporation or other instrumentality of any one or more of such governmental entity, or of any civil or military authority;
 - national emergencies, insurrections, riots, rebellions, wars, strikes, lockouts, work stoppages, or other labor difficulties; or,
 - notwithstanding anything in this tariff to the contrary, the unlawful acts of individuals, including acts of the Company's agents and employees if committed beyond the scope of their employment

shall in no event exceed the initial period charge of the Company billing to the Customer for the period of service during which the impairment existed.

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- Liabilities of The Company (continued) 2.3
 - The liabilities of the Company for damages arising out of mistakes, omissions, interruptions, delays, errors or defects occurring in the course of providing service hereunder and not caused by the negligence or intentional acts of the Customer shall in no event exceed an amount equivalent to the initial period charge to the Customer according to this Tariff for the call during which such mistake, omission, interruption, delay, error or defect in the course of offering service hereunder occurs.
 - 2.3.4 The Company is not liable for any act or omission of any other company or companies furnishing a portion of the service.
 - 2.3.5 The Company is not liable for any defacement of, or damage to, the equipment or premises of a Customer resulting from the providing of services when such defacement or damage is not the result of the Company's negligence. The Customer shall indemnify and hold harmless the Company from any claim of the owner of the Customer's premises or other third party claims for such damages.
 - No agents or employees of connecting, concurring or other participating carriers or companies shall be deemed to be agents or employees of the Company without written authorization. The Customer will indemnify and hold harmless the Company from any claims of the owner of the Customer's premises or other third party claims for such damages.

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DATE EFFECTIVEY:

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- 2.3 Liabilities of The Company (continued)
 - 2.3.7 The Company is not liable for any damages the Customer may incur as a result of the unlawful use or use by an unauthorized person.
 - 2.3.8 This service is furnished subject to the conditions that there will be no abuse or fraudulent use of the service. Abuse or fraudulent use of service includes, but is not limited to:
 - the use of the service of the Company to transmit a message or to locate a person or otherwise to give or obtain information, without payment of the charge applicable for service;
 - the obtaining, or attempting to obtain, or assisting another to obtain or to attempt to obtain service by rearranging, tampering with, or making connection with any service components of the Company or the DUC or LEC, or by any trick, scheme, false representation, or false credit device, or by or through any other fraudulent means or device whatsoever, with intent to avoid the payment, in whole or in part, of the regular charge for such service;
 - the use of the service of the Company for a message or messages, anonymous or otherwise, if in a manner reasonably to be expected to frighten, abuse, torment, or harass another;
 - the use of the service in such a manner as to interfere unreasonably with the use of the service by one or more other customers.

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- 2.3 Liabilities of The Company (continued)
 - 2.3.9 The Company's liability shall be limited to that expressly assumed in Paragraph 2.3 hereof. The Company shall not be liable for any other direct, indirect, consequential, special, actual, or punitive damages, or for any lost profits of any kind or nature whatsoever arising out of any furnishing of, or interruption in, service provided hereunder, absent a determination of willful misconduct by judicial or administrative proceedings. With respect to any services provided hereunder, the Company hereby expressly disclaims, without limitation, all warranties not stated in this tariff, whether express, implied or statutory, and in particular disclaims all implied warranties of merchantability and fitness for a particular purpose.
 - 2.3.10 Acceptance by the Commission of the liability provisions contained in this tariff does not constitute its determination that the limitation of liability imposed by the Company should be upheld in a court of law, but the recognition that, as it is the duty of the courts to adjudicate negligence claims and rights to recover damages thereof, so it is the duty of the courts to determine the validity of the exculpatory provisions of this tariff.
- 2.4 Use of Service

Service may be used for the transmission of communications by the Customer and the Customer's authorized user(s). The Customer may not use any of the services provided by the Company under this Tariff for any unlawful purpose.

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2.5 Obligations of the Customer

- The Company shall be indemnified and held harmless by the Customer against:
 - claims for libel, slander, infringement of patent or copyright, or unauthorized use of any trademark, trade name or service mark arising out of the material, data, information, or other content transmitted by the Company;
 - violation of any other literary, intellectual, artistic, dramatic, or musical right:
 - violations of the right to privacy;
 - claims of patent infringement arising from combining or connecting Company's facilities or the facilities of the DUC, LEC or other access providers with apparatus and systems of the Customer;
 - all lost or stolen credit cards except as described in Paragraph 2.5.7;
 - any other rights whatsoever relating to or arising from message content or the transmission thereof;
 - all other claims arising out of any act or omission of the Customer in connection with any service provided by the Company.

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DATE OF ISSUE: APRIL 25, 1994

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- 2.5 Obligations of the Customer (continued)
 - The Customer shall be responsible for the payment of all charges for services provided under this Tariff and for the payment of all excise, sales, use or other similar taxes that may be levied by a governing body or bodies in conjunction with or as a result of the service furnished under this Tariff. The Customer is responsible for payment for all long distance calls originated at the Customer's number(s), terminated on the Customer's 800 number(s), or incurred at the specific request of the Customer.
 - 2.5.3 The Company shall not be held liable by the Customer for damages or be obligated to make any adjustment, refund or cancellation of charges unless the Customer has notified the Company of any dispute concerning charges, or the basis of any claim for damages, within sixty (60) calendar days after an invoice is rendered or a debit is effected by the Company for the call giving rise to such dispute or claim. Any such notice must set forth sufficient facts to provide the Company with a reasonable basis upon which to evaluate the Customer's claim or demand. In the event that the Customer is not satisfied with the Company's resolution of any dispute, the Customer may make application to the Commission for review and disposition of the matter.
 - The Company's failure to provide or maintain service under this tariff shall be excused by the Customer for all circumstances beyond the Company's reasonable control.

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- 2.5 Obligations of the Customer (continued)
 - 2.5.5 The Company may act as the Customer's agent for ordering access connection facilities provided by the LEC or other carriers or entities when authorized by the Customer to allow connection of a Customer's location to the Company's services. The Customer shall be responsible for all charges due for such service arrangement(s).
 - 2.5.6 The Customer shall indemnify and save the Company harmless from any and all liability not expressly assumed by the Company in Paragraph 2.3 and arising in connection with the provision of service to the Customer, and shall protect and defend the Company from any suits or claims alleging such liability, and shall pay all expenses (including attorneys' fees) and satisfy all judgements which may be incurred by or rendered against the Company in connection therewith.
 - 2.5.7 The Customer is responsible for all charges including all calls placed by use of Customer's assigned authorization or calling card code(s). Upon knowledge of facts which would alert a reasonable person to the possibility that an unauthorized person is using Customer's authorization or calling card code, the Customer shall alert and give notice to the Company of such facts. The Customer shall be excused from liability only with respect to calls placed after receipt of such notice by the Company.

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- 2.5 Obligations of the Customer (continued)
 - 2.5.8 Credit allowances for the interruption of service are subject to the general liability provisions set forth in Paragraph 2.3 preceding. It shall be the obligation of the Customer to notify the Company of any interruption in service for which a credit allowance is desired. Before giving such notice, the Customer shall ascertain that the trouble is not being caused by any action or omission by the Customer within his control, or is not in wiring or equipment, if any, furnished by the Customer.
- 2.6 Restoration of Service

The use and restoration of service in emergencies shall be in accordance with the priority system specified in Part 64, Subpart D of the Rules and Regulations of the Federal Communications Commission.

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PURSUANT TO 807 KAR 5:011.

DATE OF ISSUE: APRIL 25, 1994

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2.7 Obtaining Service

2.7.1 Application for Service

Service is offered subject to the availability of facilities and provisions of this Tariff. To obtain service, the Company requires the Customer to complete an application. The Customer must also establish credit.

2.7.2 Establishment of Credit

The Company reserves the right to examine the credit record and check the references of all applicants and Customers. The Company may examine the credit profile/record of any applicant prior to accepting the service order or Customer's deposit. These shall not in themselves obligate the Company to provide services or to continue to provide services, if a later check of applicant's credit record is, in the opinion of the Company, contrary to the best interests of the Company.

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2.7 Obtaining Service (continued)

2.7.3 Deposits

(A) General

The Company may require a minimum cash deposit or other guaranty to secure payment of bills. Service may be refused or discontinued for failure to pay the requested deposit.

(B) Determining Whether a Deposit Will Be Required or Waived

In determining whether a deposit will be required or waived, the following criteria will beconsidered:

- .1 Previous payment history with the Company. If the Customer has no previous history with the Company, statements from other utilities, banks, etc. may be presented by the customer as evidence of good credit.
- .2 Whether the Customer has an established income or line of credit.
- .3 Length of time the Customer has been located in the area.
- .4 Whether the Customer owns property in the area.
- .5 Whether the Customer has filed bankruptcy proceedings within the last seven years.
- .6 Whether another Customer with a good payment history is willing to sign as a guarantor for an amount equal to the required deposit.

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2.7 Obtaining Service (continued)

2.7.3 Deposits (continued)

(C) Amount of Deposits

Business Customers' deposits shall be based upon actual usage of the Customer at the same or similar premises for the most recent 12-month period, if such information is available. If usage information is not available, the deposit will be based on the average bills of similar Customers and premises in the system. The deposit shall not exceed 2/12 of the Customers's actual or estimated annual bill where bills are rendered monthly, 3/12 where bills are rendered bimonthly, or 4/12 where bills are rendered quarterly.

(D) Return of Deposit

The deposit may be waived upon a Customer's showing of satisfactory credit or payment history, and required deposits will be returned after one (1) year if the Customer has established satisfactory payment record for that period. If a deposit has been waived or returned and the customer fails to maintain a satisfactory payment record, a deposit may then be required. Upon termination of service, the deposit, any principal amounts, and any interest earned and owning will be credited to the final bill with any remainder refunded to the customer.

(E) Interest on Deposit

Interest as prescribed by KRS 278.460, will be paid annually either by refund or credit to the Customer's bill, except no refund or credit will be made if the Customer's bill is delinquent on the anniversary date of the deposit.

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2.7 Obtaining Service (continued)

2.7.3 Deposits (continued)

(F) Deposits Held Longer Than 18 Months

If a deposit is held longer than 18 months, the deposit will be recalculated at the customers request based on the Customer's actual usage. If the deposit on account differs from the recalculated amount by more than 10%, the Company may collect any underpayment and shall refund any overpayment by check or credit to the Customer's bill. No refund will be made if the Customers bill is delinquent at the time of the recalculation.

(G) Escrow

Deposits will be placed in an interest bearing account until the deposit is refunded or applied against an unpaid delinquent balance.

(H) Receipt

The Company shall issue a written receipt of deposit to each Customer from whom a deposit is required showing the name of the Customer, address, date, and amount of the deposit.

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2.8 Rendering and Payment of Bills

2.8.1 General

The Customer is ultimately responsible for payment of all charges for service provided by the Company. The fact that an advance payment has been made in no way relieves the Customer from complying with the regulations with respect to the prompt payment of bills on presentation.

2.8.2 Billing Period

The billing period is one month.

2.8.3 Rendering Bills

Bills are sent to the current billing address no later than thirty (30) days following the close of billing.

2.8.4 Payment of Bills

Payment is due within fifteen (15) days of the monthly statement date. Checks should be made payable to the Company as named on the bill and are sent to the address as listed on the bill.

2.8.5 Late Payment Penalty

If a Customer's bill is not paid within thirty (30) days from the statement date, the Company imposes a late charge of 1.5% per month on the delinquent amount. The penalty will be assessed only once on any bill for service rendered in accordance with 807 KAR 5:006, Section 8 (3) (h).

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MAY 2 8 1994

PURSUANT TO 807 KAR 5:011.

DATE OF ISSUE: APRIL 25, 1994

DATE EFFECTIVE:

PUBLIC SERVICE COMMISSION MANAGER

SSUED BY: JUL Morrow PRESIDENT

2313 6TH AVENUE SOUTH BIRMINGHAM, AL 35233

2.9 Customer Service

2.9.1 General

Customer Service may be contacted in writing at American Telephone Network, Inc., 889 Bendix Drive, Jackson, TN 38301. To reach Customer Service via telephone, Customers call (800) 264-0704. Calls are answered seven (7) days a week, twenty four (24) hours per day, 365 days per year.

2.9.2 Billing Disputes

Billing disputes should be addressed in writing to American Telephone Network, Inc., 889 Bendix Drive, Jackson, TN 38301. Billing disputes may also be referred via telephone to (800) 264-0704. Service Representatives are available to assist with billing inquiries from 8:30 AM to 4:30 PM central time, Monday through Friday, excluding holidays. The complainant will be notified of his right to file a complaint with the Kentucky Public Service Commission.

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> > <u>may 28 1994</u>

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BIRMINGHAM, AL 35233

DATE OF ISSUE: APRIL 25, 1994

ISSUED BY

2.10 Cancellation By Customer

2.10.1 General

Customers may cancel service by giving the Company three (3) days' notice to the Company in accordance with KAR 5:006, Section 12 (1). The notice may be written notice or a telephone notice. If the Customer notifies the Company of his request for termination by telephone, the burden of proof is on the Customer to prove that service termination was requested if a dispute arises.

Upon receipt of the Customer's request for cancellation, the Company will immediately issue orders to cancel the service.

2.10.2 Customers With Switched Access

(A) Customers Provisioned Via The DUC

The Customer's service is canceled when the LEC changes the Primary Interexchange Carrier (PIC) code or when the DUC cancels the service.

(B) Customers Provisioned Via The Company

The Customer's service is canceled when the LEC changes the Primary Interexchange Carrier (PIC) code or when the Company cancels the service.

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2.10 Cancellation By Customer (continued)

2.10.3 Customers With Dedicated Access

(A) Customers Provisioned Via The DUC

The Customer's service is canceled when the DUC cancels the service offered by the Company or when the Customer's Dedicated Access facilities are moved to another IXC.

(B) Customers Provisioned Via The Company

The Customer's service is canceled when the Company cancels the service offered by the Company or when the Customer's Dedicated Access facilities are moved to another IXC.

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PURSUANT TO 807 KAR 5:011.

DATE OF ISSUE: APRIL 25, 1994

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BIRMINGHAM, AL 35233

2.11 Termination of Service

2.11.1 Termination With Notice

Payment is considered delinquent if not received within thirty (30) days of the date of the bill. If payment is not received by the time the next month's bill is processed, a 1.5% late penalty is assessed, and the bill indicates that if payment is not received within five (5) days, service will be disconnected. If payment is not received or a suitable payment plan worked out between the Company and the Customer, the Customer's service is disconnected five (5) days later. The late payment penalty charge will not be assessed on unpaid penalty charges. Any payment received shall first be applied to the bill for service rendered.

2.11.2 Termination Without Notice

Every effort will be made to provide a Customer five (5) days notice of termination of service. However, in the event of emergency or threatened or actual disruption of service to other Customers, the Company may terminate service without notice.

2.11.3 Conditions Under Which the Company Will Not Terminate Service

- If payment for services is made. If, following the receipt of a termination notice for nonpayment but prior to actual termination of service, there is delivered to the Company payment of the amount in arrears, service will not be terminated.
- If a payment agreement is in effect. Service will not be terminated for nonpayment if the Customer and the Company have entered into a partial payment plan and the Customer is in compliance with that agreement.

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OHN R. THOMAS

BIRMINGHAM, AL 35233

2.12 Taxes

In addition to the charges specifically pertaining to the Company's services, certain federal, state, and local surcharges, taxes and fees will be applied. These taxes, surcharges, and fees are calculated based upon the amount billed to the end user for the Company's intrastate services. All state and local taxes, surcharges, and fees (i.e., sales tax, gross receipts tax, municipal utilities tax) are listed separately and are not included in the quoted rates.

2.13 Transfer of Assignment

The Company's intrastate services may not be transferred or assigned to a new Customer unless the new Customer's credit is approved. Paragraph 2.3.1 covers the additional conditions under which the Company reserves the right to refuse service to Customers.

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PURSUANT TO 807 KAR 5:011.

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2.14 Timing of Calls

A call is initiated when the called party answers and is terminated when the called party or calling party hangs up, whichever occurs first. The Underlying Carrier will determine that a call has been initiated upon answer supervision. Answer supervision is accomplished either by receiving a confirmation signal from equipment at the called end or, in the absence of such a signal, by audio detection when a ring or busy signal is not being received. In such cases, billing begins only after a minimum of 60 seconds has elapsed, when it is reasonable to assume the frequency monitoring device is deemed to have erred. The Company will provide an appropriate credit to a Customer billed for a call of short duration when the Customer billed for a call of short duration identifies that the call was not complete.

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2.15 Determination of Airline Mileage

Mileage may be a rate element in determining the rate of call. Each rate center or POP has a unique set of assigned vertical and horizontal (V&H) coordinates which are used by the Company or the Underlying Carrier for calculating mileage. Calculation of mileage is in accordance with the V&H coordinate system.

The distance is measured using the V&H coordinates associated with either the rate centers of the originating and terminating stations or the V&H coordinates associated with the originating and terminating POP. The type of access determines which V&H coordinates are used.

If a call is originated or terminated via Switched Access, the distance is measured using the V&H coordinates associated with the rate centers of the originating or terminating station. If the call is originated or terminated via Dedicated Access, the distance is measured using the V&H coordinates associated with the originating or terminating POP.

The rate for a call between access lines associated with stations that use the same central office is the rate for zero miles.

Mileage is calculated using the following formula:

$$\sqrt{\frac{(V1-V2)^2 + (H1-H2)^2}{10}}$$

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2.16 Rate Period

Different rates may be applicable to an intrastate call at a different time of the day and on certain days of the week as specified in the appropriate rate schedule for that call. The rate periods shown below apply. All times shown are local time at the calling station in case of an outbound call and at the called station in case of an inbound call.

Times Applicable			
Rate Period	From	To But Not Including	Days Applicable
Day	8:00 AM	5:00 PM	Mon - Fri
Evening	5:00 PM	11:00 PM	Sun - Fri
Night	11:00 PM 8:00 AM 8:00 AM	8:00 AM 11:00 PM 5:00 PM	All days Saturday Sunday

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Momma PRESIDENT

SECTION 2 - RULES AND REGULATIONS

2.17 Determining Rate In Effect

For outbound calls that are time-of-day sensitive, the time-of-day at the central office or POP associated with the calling station determines the rate in effect. When a unit of time is split between two rate periods, each rate period applies to the portion of the call that occurred during that rate period. For inbound services, the time-of-day at the central office associated with the called station determines the rate in effect.

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SECTION 2 - RULES AND REGULATIONS

2.18 Application of Charges

2.18.1 Initial and Additional Periods

The usage charge for each call is based on the initial period plus the number of additional period(s) after the initial period. These periods are specified for each service in Section 4.

2.18.2 Rounding

The usage charges for each completed call during a billing month will be computed. If the total charge includes a fraction of one-half cent or more, the fraction of a cent is rounded up to the nearest whole cent. Fractions less than one-half cent are disregarded.

2.19 Changes to Service Offerings

The Company reserves the right to add, change, or delete DUCs at any time.

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BIRMINGHAM, AL 35233

3.1 General

3.1.1 Service Offerings

All inbound, outbound, and calling card services are interstate services with the Customer having the option of using the service to place intrastate calls. Intrastate services are available only if the Customer subscribes to the Company's interstate offering. The VCS services utilize one or more DUCs chosen at the Company's discretion. No commitment is made to the Customer regarding the DUC for VCS services.

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3.2 **Outbound Service Offerings**

- 3.2.1 Switched Access
 - (A) Description of Services

VCS Switched Access services are outbound long distance pricing plans for Customers using Switched Access to reach the long distance network.

- (B) VCS Services Availability
 - . 1 Off-Net

VCS Off-Net is available to all equal access locations in the state served by the DUC(s).

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3.2 Outbound Service Offerings (continued)

3.2.2 Dedicated Access

Description of Services (A)

> VCS Dedicated Access services are outbound long distance pricing plans for Customers using Dedicated Access to reach the POP of the Company or the DUC.

VCS Services Availability (B)

VCS Off-Net is available statewide.

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3.3 Inbound 800 Services

3.3.1 General

Inbound 800 services permit calls to be completed to the Customer's location without charge to the calling party. Access to the service is gained by dialing a ten digit telephone number (800) NXX-XXXX which terminates at the Customer's location. Calls are originated from any point in the state on any type of access.

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JOHN R THOMAS

Inbound 800 Services (continued) 3.3

Switched Access 3.3.2

VCS 800 (A)

> VCS 800 Switched Access service allows intrastate traffic to terminate on a Customer's existing local exchange telephone number. An 800 telephone number will be associated with each local exchange telephone number. Calls are originated from any point in the state on any type of access and are terminated via Switched Access lines between the Customer's premises the DUC's POP in the terminating location.

VCS Services Availability (B)

> VCS Off-Net is available to all equal access locations in the state served by the DUC(s).

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3.3 Inbound 800 Services (continued)

3.3.3 Dedicated Access

(A) VCS 800

VCS 800 Dedicated Access service allows intrastate traffic to terminate via Dedicated Access lines between the Customer's premises and the Company's POP or the DUC's POP in the terminating city. Calls are originated from any point in the state on any type of access but are terminated via Dedicated Access lines.

(B) VCS Services Availability

VCS Off-Net is available statewide.

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BIRMINGHAM, AL 35233

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PRESIDE

JOHN R. THOMAS

3.4 Operator Toll Assistance

Description of Service

Operator Toll Assistance is any variety of telephone services which require the assistance of a long distance operator. Examples include collect calls and personto-person calls. Operator Toll Assistance is evoked when a Customer dials 00 or 0+ the called number.

3.4.2 **Availability**

The Company does not offer Operator Toll Assistance. However, Operator Toll Assistance is available to the Company's Customers subscribing to any of the Company's outbound services utilizing Switched Access. The DUC provides the operator services, brands the call, and direct bills all operator services calls under their own name

If a Customer subscribing to any of the Company's Dedicated Access services dials 0, 00 or 0+ the called number, the call will be blocked. To reach the operator of the DUC, the Customer must program their PBX to route the 0, 00, and 0+ calls over their Switched Access lines.

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DATE EFFECTIVE:

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DATE OF ISSUE: APRIL 25, 1994

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3.5 Directory Assistance

Description of Service

Intrastate Directory Assistance involves the supplying of assistance in determining or attempting to determine the telephone number of a party.

3.5.2 Availability of Service

Directory Assistance is available to any Customer that has access to the directory assistance bureau of the DUC. If a Customer with Switched Access calls directory assistance for a call within their area code, the call is handled by the LEC. If a Customer with Switched Access calls directory assistance for a call within the state but outside of their area code, the call is routed to the DUC for handling. Customers with Dedicated Access must program their PBX to route directory assistance calls over their Switched Access lines.

Application of Charges 3.5.3

- The Directory Assistance Charge applies to all calls made from points outside of the calling party's area code using services of the DUC.
- The Directory Assistance Charge applies whether or not the Directory Assistance Bureau furnished the requested telephone number(s) (e.g., where the requested telephone number is unlisted, non-published or no record can be found).

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PURSUANT TO 607 KAR 5:011.

DATE EFFECTIVE:

DATE OF ISSUE: APRIL 25, 1994

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3.6 Calling Card Services

3.6.1 General

Calling Card services allow the Customer or end user to bill a call to their primary service location when the caller is away from their established service location. Customers access the service from anywhere in the state by dialing 0+ the called telephone number plus the calling card number or by 800 number access.

3.6.2 VCS Calling Card

The VCS Calling Card utilizes the facilities of American Telephone Network and DUC W. The card is available to any Customer that subscribes to one of the Company's inbound or outbound services.

3.6.3 Prepaid Calling Card

Prepaid Calling Card services utilize the facilities of American Telephone Network and DUC W to provide outbound voice grade communications service. Customers access the service via the 800 number printed on the card. All calls must be charged against a Prepaid Calling Card that has a sufficient available balance. Customers will be notified with an announcement when the balance is about to be depleted.

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MAY 2 8 1994

PURSUANT TO 807 KAR 5:011

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BIRMINGHAM, AL 35233

JØHN R. THOMAS

4.1 Retail Rates

- Outbound Services Switched Access
 - (A) **VCS**

.1 Off-Net

Initial 30 Seconds or	Each Additional 6 Seconds
Fraction Thereof	or Fraction Thereof
\$.0895	\$.0179

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DATE OF ISSUE: April 25, 1994

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TITLE: PRESIDENT

Issued by authority of an Order of the Public Service Commission of Kentucky in Case No. 92-199 dated September 29, 1994.

- 4.1 Retail Rates (continued)
 - 4 1 2 Outbound Services Dedicated Access
 - (A) VCS
 - .1 Off-Net

Initial 30 Seconds or	Each Additional 6 Seconds
Fraction Thereof	or Fraction Thereof
\$.05865	\$.01173

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DATE EFFECTIVE:

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TITLE: PRESIDENT SECTION 9.41

SECTION 9 (1)

Issued by authority of an Order of the Public Service Commission of the Case No. 92-199 dated September 29, 1994.

- 4.1 Retail Rates (continued)
 - 4.1.3 Inbound Services Switched Access
 - (A) VCS 800
 - .1 Off-Net

Initial 30 Seconds or	Each Additional 6 Seconds
Fraction Thereof	or Fraction Thereof
\$.0895	\$.0179

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MAY 2 8 1994

DATE OF ISSUE: April 25, 1994

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4.1 Retail Rates (continued)

- 4.1.4 Inbound Services Dedicated Access
 - (A) VCS 800

.1 Off-Net

Initial 30 Seconds or	Each Additional 6 Seconds
Fraction Thereof	or Fraction Thereof
\$.05865	\$.01173

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SECTION 9 (1)

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4.1 Retail Rates (continued)

4.1.5 Directory Assistance

The rate is \$.60 per call.

4.1.6 Calling Card

(A) VCS Calling Card

There are two rate elements. They include a base rate and a surcharge. The surcharge is \$.50 per completed call. The base rates are as follows:

Initial 18 seconds or Fraction Thereof			Each Additional 6 Seconds or Fraction Thereof			
Rate Mileage	Day	Evening	Night	Day	Evening	Night
ALL	\$.0555	\$.0492	\$.0492	\$.0185	\$.0164	\$.0164

(B) Prepaid Calling Card

Prepaid Calling Cards are available in various unit denominations and are priced inclusive of all taxes, surcharges and fees. Cards will be decremented 1 unit per minute or fraction thereof.

Rate per unit:

\$0.60

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4.2 Distributor Rates

- 4.2.1 Outbound Services - Switched Access
 - (A) **VCS**

.1 Off-Net

Initial 18 Seconds or	Each Additional 6 Seconds
Fraction Thereof	or Fraction Thereof
\$.0474	\$.0158

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DATE OF ISSUE: April 25, 1994

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- Distributor Rates (continued) 4.2
 - 4.2.2 Outbound Services Dedicated Access
 - (A) **VCS**

.1 Off-Net

Initial 18 Seconds or	Each Additional 6 Seconds
Fraction Thereof	or Fraction Thereof
\$.0306	\$.0102

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DATE OF ISSUE: April 25,

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PURSUANT TO 807 KAR 5:011.

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- 4.2 Distributor Rates (continued)
 - 4.2.3 Inbound Services Switched Access
 - (A) VCS 800
 - .1 Off-Net

Initial 18 Seconds or	Each Additional 6 Seconds		
Fraction Thereof	or Fraction Thereof		
\$.0474	\$.0158		

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SECTION 9

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- 4.2 Distributor Rates (continued)
 - 4.2.4 Inbound Services Dedicated Access
 - (A) VCS 800

.1 Off-Net

Initial 18 Seconds or	Each Additional 6 Seconds
Fraction Thereof	or Fraction Thereof
\$.3060	\$.1020

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OF KENTUCKY
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MAY 2 8 1994

DATE OF ISSUE: April 25, 1994

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DATE EFFECTIVE:

PURSUANT TO 807 KAR 5:011.

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- 4.2 Distributor Rates (continued)
 - 4.2.5 Directory Assistance

The rate is the same as the rate in Paragraph 4.1.5.

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BY: FUBLIC SERVICE COMMISSION MANAGER

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AMERICAN TELEPHONE NETWORK, INC.

FOR STATE OF KENTUCKY P.S.C. KY. NO.2 ORIGINAL SHEET NO. 56

SECTION 4 - RATES AND CHARGES

4.2 Distributor Rates (continued)

4.2.6 Calling Card

(A) VCS Calling Card

> There are two rate elements. They include a base rate and a surcharge. The surcharge is \$.40 per completed call. The base rates are as follows:

	Initial 18 seconds or Fraction Thereof		Each Additional 6 Secon or Fraction Thereof		l l	
Rate Mileage	Day Evening Night		Day	Evening	Night	
All	\$.0489	\$.0433	\$.0433	\$.0163	\$.0145	\$.0145

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DATE OF ISSUE: April 25, 1994

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CUSTOMER 101 MAIN STREET YOURTOWN USA 35233

> PUBLIC SERVICE COMMISSION OF KENTUCKY **EFFECTIVE**

> > JUL 1 3 1934

Please detach here and remit to:

P.O. BOX 025445 MIAMI, FL 33102 PURSUANT TO 807 KAR 5:011. SECTION 9 (1)

CUSTOMER 101 MAIN STREET YOURTOWN USA 35233 Account # Due Date Please Remit

00001026 4/17/94 1623.00

Amount Enclosed \$

Billing/Service Inquiries 1-800-254-0704 ACCOUNT # 0000001026

Calling Card Inquiries 1-800-428-6227
Page 2

American Telephone Network Sample Bill

MESSAGE PAGE

This space is used for messages from American Telephone Network

This space used for customer service messages

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PURSUANT TO 807 KAR 5:011. SECTION 9 (1)

PUBLIC SERVICE COMMISSION MANAGER

Account Summary

Previous Balance Payments Credits Total Past Due	1423.55 -1423.55 0.00	0.00
Bill Service Charge 800 Number Fee (2) Total Service Charges	5.00 10.00	15.00
Call Detail Utility Users Tax State Sales Tax Federal Excise Tax	1499.64 4.72 59.47 44.17	
Total Call Detail/Taxes		1608.00
Total Due		1623.00

Invoice Date : 4/02/94 Due Date : 4/17/94

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PURSUANT TO 807 KAR 5:011.

205-320	-2000					
DATE	TIME	AREA/NUMBER	PROJECT/AUTH	PLACE	- MINUTES	AMOUNT
02/24/94 02/28/94	12:41:57 PM 04:26:07 PM	901-426-1650 405-523-0258		JACKSON TN ANYTOWN OK	1.6 1.0	0.29 0.18
	•	:	•	•		•
03/20/94	04:01:11 PM	718-968-7380	•	STATEN IS NY	3.5	0.63
				CALL TOTALS :	8.9	2.07
205-320	-2005					
DATE	TIME	AREA/NUMBER	PROJECT/AUTH	PLACE	MINUTES	AMOUNT'
03/20/94	04:01:11 PM	404-348-7893		ATLANTA GA	4.0	0.72
				CALL TOTALS :	4.0	0.72
	•	·	•			
:	•	: :	•	•	•	
404-420-	-3048					
DATE	TIME	AREA/NUMBER	PROJECT/AUTH	PLACE	MINUTES	AMOUNT
02/24/94 03/20/94	03:29:11 PM 12:09:11 PM	6131196 205-320-2000		AUSTRALIA BIRMINGHAM AL	0.5 2.7	1.44 0.48
				CALL TOTALS :	3.2	1.92
800-264-	-0704					
DATE	TIME	AREA/NUMBER	PROJECT/AUTH	PLACE	MINUTES	AMOUNT
	11:29:11 AM 01:16:07 PM	205-320-2000 215-353-0245		BIRMINGHAM AL READING PA	0.5 3.0	0.09 0.54
•	•	•	· ·	•	•	:
03/20/94	12:09:11 PM	305-326-2112	•	MIAMI FL	1.0	0.18
844-074-	0704			CALL PUBLIC SERVICE C OF KENTUC EFFECTIV	CKY	535.72
DATE	TIME	AREA/NUMBER	ORIG NUMBER			AMOUNT
		212-320-2000		NEW YORK NY	0.5	0.09
•	•	•	•	PURSUANT TO 807 SECTION 9	'KAR 5:011 9 (1)	
03/20/94	12:09:11 PM	407-398-2112	4052334932	THE COURSE OF TH	///-	0.18
				PUBLIC SERVICE COMMS CALL TOTALS:	1935.5	580.61

Most Frequent Summary

Dialed Number 901-421-1399 901-423-1212 918-588-5347 407-795-8575	# Calls 129 75 54 47	Minutes 268.8 126.4 135.7 78.8	Amount 48.13 22.56 24.24 12.56
901-663-2791	36	168.8	41.72
201-231-3060	<i>32</i>	50.7	9.08
407-495-9145	25	54.7	9.15
918-558-2002	22	48.7	7.76
404-454-4132	21	38.1	6.84
805-376 - 6994	19	9.5	1.71

Hour Summary

Hour	# Calls	Minutes	Amount
08 AM	174	<i>52</i> 7.7	86.18
09 AM	194	613.7	100.20
10 AM	231	611.2	102.45
11 AM	154	442.2	73.01
12 AM	160	504.2	82.13
01 PM	153	459.9	75.09
02 PM	198	558.1	91.62
03 PM	184	<i>58</i> 3. <i>9</i>	115.04
04 PM	141	479.4	79.51
05 PM	62	138.2	37.00
06 PM	47	111.0	19.25
07 PM	44	138.3	24.52
08 PM	43	110.8	19.65

Telephone Number Summary

Telephone Number		# Calls	Minutes	Amount
205-320-2000		7	8. <i>9</i>	2.07
205-320-2005		1	4.0	0.72
205-320-2006		1	3.3	0.59
205-320-2007		3	1.5	0.26
205-320-2009		396	698.7	124.86
205-320-2022		203	482.9	86.34
205-320-2027		58	242.1	43.33
205-531-8223		19	75.7	13.56
<i>205-555-3972</i>		5	10.6	1.90
404-420-3048		2	3.2	1.92
800-264-0704		999	3241.0	535.72
800-844-0325		154	589.0	107.76
		-5-	303.0	107.70
	Totals:	1848	<i>5360.9</i>	919.03

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PURSUANT TO 807 KAR 5:011. SECTION 9 (1)

BY: FUBLIC SERVICE COMMISSION MANAGET

Outbouna	Jurisdiction	Summary
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Jurisdiction		# Calls	Minutes	Amount
Intralata		2	6.7	1.13
Intrastate		20	27.9	4.67
Interstate		671	1492.6	267.27
International		1	0.5	1.83
DA Interstate		1	1.0	0.65
	Totals:	695	1528.7	275.55

Inbound Jurisdiction Summary

Jurisdiction	i	# Calls	Minutes	Amount
Intralata		88	281.2	47.42
Intrastate		24	75.5	12.75
Interstate		1036	3443.0	547.67
International		5	30.3	35.64
III CCIIIA EI OIIAI	Totals:	1153	3830.0	643.48

Canada and Offshore Jurisdiction Summary

•			
Jurisdiction	# Calls	Minutes	Amount
No Calle			

Calling Card Jurisdiction Summary

Jurisdiction	#	Calls	Minutes	Amount
Interstate		305	1935.5	580.61
	Totals:	305	1935.5	580.61

Project Summary

Project Code 1001		# Calls 12	Minutes 46.3	Amount 7.79
•		•	•	•
•		•	•	•
3398 No Code		6 458	16.5 1230.8	2. <i>62</i> 220.32
	Totals:	695	1528.7	275.55

State/Area Code Summary

State/Area Code AL 205	# Calls 133	Minutes 387.8	Amount 65.39
•	•	•	•
•	•	•	•
WY 307	i	i.1	.20

1842

5327.9

Totals:

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881.56

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Country Code Summary

Country Code	;	# Calls	Minutes	Amount
AU 61		1	0.5	1.44
	Totals	7	0.5	1.44

Canada and Offshore Summary

Dest/Area Code	#	Calls	Minutes	Amount	
No Calls		0	0.0	0.00	
		Totals:	0	0.0	0.00

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PUBLIC SERVICE COMMISSION MANAGER